



aspect involved and from the potential for prejudicial information to unnecessarily influence the court, were it to be resolved/removed from the report, without the courts involvement in the details surrounding the issues; it is requested that the court compel the probation officer to attempt to resolve all of the objections, supply specific documents in support of the grounds for the objections not being accepted by her (see Rule 32(g) “the grounds for those objections”)

[Note that Probation Officer has stated to defense that she is relying on documents NOT discovered or otherwise supplied to the defense by the government AND repeatedly refers to information obtained from ‘case agents’ for which no documentary evidence is apparently intended to be provided or alleged to exist – the apparent standard (in her mind) being that anything that a case agent may state can be included in the report, regardless of its verifiability or accuracy, or contradiction with documented evidence] and supply a resultant report to the defense for review sufficiently prior to the sentencing hearing for any new or continuing issues to be raised and dealt with if necessary. NOTE that the allegedly revised report dated June 2, 2014 has only one of eight allegedly included revisions – ref the ADDENDUM – actually included in the revised report (see Dkt. # 122-1 page 3 bottom “PROBATION OFFICER’S RESPONSE TO OBJECTION EIGHT:” for the one revision which made it into the revised report – all others are NOT in the revised report.)

Additionally, for all issues not resolved in conference, in accordance with USSG § 6A1.3 Commentary, an evidentiary hearing is required to resolve defendant’s objections, and such is hereby demanded by the defense prior to sentencing.

### **CONCLUSION**

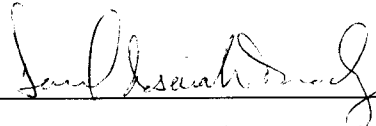
Defendant therefore, premises considered, respectfully moves this court to compel the probation officer to have a conference to resolve the objections and to comply with §6A1.2.(c) of the Federal Sentencing Guidelines prior to the sentencing hearing in order to avoid prejudice to the defense AND to conduct such evidentiary hearings as necessary to resolve defendant’s objections to any issues not resolved in conference.

Respectfully submitted,

DANIEL ISAIAH THOMAS

without prejudice

DANIEL ISAIAH THODY, Debtor, pro se, by

A handwritten signature in black ink, appearing to read "Daniel Isaiah Thody", written over a horizontal line.

Daniel Isaiah Thody, Secured Party, Creditor